

**IN THE UNITED STATES DISTRICT COURT**  
**FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

<b>UNITED STATES OF AMERICA</b>	<b>:</b>	<b>CRIMINAL NO.</b>
<b>v.</b>	<b>:</b>	<b>DATE FILED: _____</b>
<b>EDWIN GARCIA</b>	<b>:</b>	<b>VIOLATIONS:</b>
	<b>:</b>	<b>8 U.S.C. § 1324(a)(1)(A)(ii) (transporting</b>
	<b>:</b>	<b>illegal aliens within the United States - 1</b>
	<b>:</b>	<b>count)</b>
	<b>:</b>	<b>8 U.S.C. §§ 1325(a)(1) (illegal entry to</b>
	<b>:</b>	<b>the United States - 1 count)</b>
	<b>:</b>	<b>18 U.S.C. § 1001(a)(2) (false statement -</b>
	<b>:</b>	<b>1 count)</b>
	<b>:</b>	<b>Notice of additional factors</b>

**INDICTMENT**

**COUNT ONE**

**THE GRAND JURY CHARGES THAT:**

On or about July 27, 2004, in the Eastern District of Pennsylvania, defendant

**EDWIN GARCIA**

knowingly and with reckless disregard of the fact that aliens had come to, entered, and remained in the United States in violation of law, transported and moved such aliens within the United States by means of transportation, that is, by van, in furtherance of such violation of law.

In violation of Title 8, United States Code, Section 1324(a)(1)(A)(ii).

**COUNT TWO**

**THE GRAND JURY FURTHER CHARGES THAT:**

On or about July 27, 2004, in the Eastern District of Pennsylvania, defendant

**EDWIN GARCIA,**

in a matter within the jurisdiction of the United States Department of Homeland Security, an agency of the executive branch of the government of the United States, knowingly and willfully made and caused to be made a materially false, fictitious, and fraudulent statement and representation, claiming during an interview with investigating agents that he was unaware that individuals riding in a van which he had been driving were illegal aliens, when in fact, as the defendant well knew, the individuals were illegal aliens.

In violation of Title 18, United States Code, Section 1001(a)(2).

**COUNT THREE**

**THE GRAND JURY FURTHER CHARGES THAT:**

On or about July 27, 2004, in the Eastern District of Pennsylvania, defendant

**EDWIN GARCIA,**

an alien, knowingly and unlawfully entered the United States at a time and place other than as designated by immigration officers for entrance of immigrants into the United States.

In violation of Title 8, United States Code, Section 1325(a)(1).

**NOTICE OF ADDITIONAL FACTORS**

**THE GRAND JURY FURTHER CHARGES THAT:**

1. In committing the offense charged in Count One of this Indictment, defendant **EDWIN GARCIA:**
  - a. Committed an offense involving the transportation of between 6 and 24 unlawful aliens, as described in U.S.S.G. § 2L1.1(b)(2)(A); and
  - b. Committed an offense during which any person sustained serious bodily injury, as described in U.S.S.G. § 2L1.1(b)(6)(2).

**A TRUE BILL:**

\_\_\_\_\_  
**FOREPERSON**

\_\_\_\_\_  
**PATRICK L. MEEHAN**  
United States Attorney